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FACSIMILE COVER LETTER

To: R. Kallis
Firm: U.S.P.T.O.
Facsimile No.: 703-872-9306
From: Marilyn Matthes Brogan
Date: February 12, 2004
Re: U.S. Application Serial No. 09/744,852
Our Ref. No. 514413-3864
No. of Pages: 8
(including cover page)

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PATENT
514413-3864**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**


Applicant : Claus Frohberg
Serial No. : 09/744,852
Filed : May 31, 2001
For : NUCLEIC ACID MOLECULE CODING FOR β -AMYLASE,
PLANTS SYNTHESIZING A MODIFIED STARCH, METHOD
OF PRODUCTION AND APPLICATIONS
Examiner: : R. Kallis
Group Art Unit : 1638

745 Fifth Avenue, New York, NY 10151

EXPEDITED PROCEDURE
RESPONSE AFTER FINAL ACTION
UNDER 37 C.F.R. 1.116**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted to the
Patent and Trademark Office on the date shown below.

Marilyn Matthes Brogan Reg. No. 31,223

Type or print name of
person signing certification

Signature

February 12, 2004

Date of Signature

SECOND AMENDMENT AFTER FINAL OFFICE ACTION
WITH REQUEST FOR EXTENSION OF TIME**Mail Stop AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22131-1450

Sir:

This is in response to the Advisory Action mailed on January 16, 2004, and in further
response to the Office Action mailed on September 10, 2003.

PATENT
514413-3864

PETITION FOR EXTENSION OF TIME

Pursuant to 37 C.F.R. §1.136(a), a three-month extension of the period for reply, *i.e.*, to up to and including March 10, 2004, is requested. The Commissioner is authorized to charge \$950.00 in payment of the fee under 37 C.F.R. §1.17(a), any additional required fee for this extension of time or any other fee occasioned by this paper, or credit any overpayment in such fees, to Deposit Account No. 50-0320.